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February 21, 2023

**VIA ECF**

Honorable Vera M. Scanlon  
United States District Court  
Eastern District of New York  
225 Cadman Plaza East  
Brooklyn, NY 11201

Re: Payamps v. City of New York et al.,  
22-CV-0563 (AMD) (VMS)

Your Honor:

I am a Senior Counsel in the Office of the Honorable Sylvia O. Hinds-Radix, Corporation Counsel of the City of New York, representing defendants City of New York (“City”), Mayor Bill de Blasio, New York City Police Commissioner Dermot Shea, New York City Police Department (“NYPD”) Chief of Department Terence Monahan, Police Officer Daniel Auguste, and Police Officer Corey Johnson (collectively “Defendants”) in the above-referenced matter.

On February 17, 2023, the parties attended mediation with retired Magistrate Judge Steven M. Gold. At the conclusion of the mediation, Judge Gold issued a settlement recommendation, which the parties have until March 1, 2023 to accept. In light of Judge Gold’s recommendation, the parties write jointly to respectfully request (1) an enlargement of time, from February 21, 2023 to March 13, 2023<sup>1</sup>, for the parties to file their joint status letter and (2) an adjournment, *sine die*, of the status conference scheduled for February 22, 2023 until the parties have exhausted settlement through mediation.

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<sup>1</sup> In the event the parties are unable to settle the matter by March 1, 2023, the parties request until March 13, 2023 to file a joint status letter as to outstanding discovery. This request is being made with the understanding that Mr. La Pietra, counsel for defendant Jesse Lance, will be unavailable from March 3, 2023 until March 10, 2023 due to travel.

The parties thank the Court for its consideration of this request.

Respectfully submitted,

By:



Michael Pesin-Virovets

*Senior Counsel*

cc: **By ECF**

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